

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

RICHARD JEWELL, et al,

Plaintiff,

v.

ALBERTO GONZALEZ, et al,

Defendants.

C.A. 97-408 Erie

Judge McLaughlin
Magistrate Judge Baxter

PLAINTIFFS' CROSS-MOTION FOR SUMMARY JUDGMENT

On the basis of the exhibits attached to plaintiffs' brief in opposition to defendants' motion for summary judgment, the undisputed material facts in the summary judgment record, and the legal arguments contained in the brief (all of which are incorporated herein by reference), the plaintiffs now move for summary judgment.

Dated: August 1, 2005

/s/ Jere Krakoff

Jere Krakoff
PA ID No. 13701
1705 Allegheny Building
Pittsburgh, PA 15219
(412) 232-0276

Attorney for Plaintiffs